

Docket No. BW-DKT03054

**DECLARATION AND POWER OF ATTORNEY  
FOR PATENT APPLICATION**

As a below-named inventor, I hereby declare that:

- My residence, post office address and citizenship are as stated below next to my name.
- I believe I am an original, first and sole Inventor of the subject matter which is claimed and for which a patent is sought on the Invention entitled "CAM POSITION MEASUREMENT FOR EMBEDDED CONTROL VCT SYSTEMS USING NON-IDEAL PULSE-WHEELS FOR CAM POSITION MEASUREMENT", the specification of which

[ X ] is attached hereto

[ ] was filed on                  as  
[ ] United States Application Number -  
[ ] PCT International Application Number

[ ] was amended on

- I hereby state that I have reviewed and understand the contents of the above-identified application, including the claims and the drawing.
- I acknowledge the duty to disclose information which is material to patentability, as defined in 37 CFR §1.56. If this application claims priority from a prior application, I acknowledge the duty to disclose information which is material to patentability, as defined 37 CFR §1.56, which became available between the filing date of the prior application and the date of this application.
- As to the subject matter of this application:
  - a. I do not know and do not believe that the same was ever known or used in the United States of America before my invention thereof;
  - b. I do not know and do not believe that the same was ever patented or described in any printed publication in any country before my invention thereof, or more than one year prior to the date of this application;
  - c. I do not know and do not believe that the same was in public use or on sale in the United States of America more than one year prior to the date of this application; and
  - d. Said subject matter has not been patented or made the subject of an inventor's certificate issued in any country foreign to the United States of America on an application filed by me or my legal representative or assigns more than twelve months prior to the date of this application.

**Please associate this application with USPTO Customer Number 32175**

I hereby appoint the following attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Michael F. Brown, Reg. No. 29,619  
Christopher A. Michaels, Reg. No. 34,390  
Thomas T. Aquilla, Reg. No. 43,473  
Frank F. Tian, Reg. No. 46,462  
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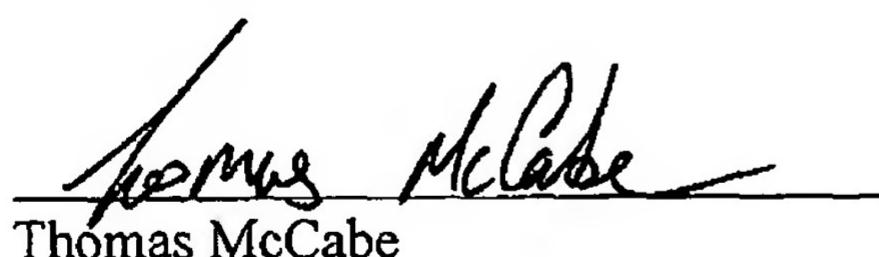
- Address all telephone calls to Frank F. Tian at telephone number 607-256-2000
- Fax communications should be sent to telephone number 607-256-3628
- E-mail communications should be addressed to:tian@bpmlegal.com

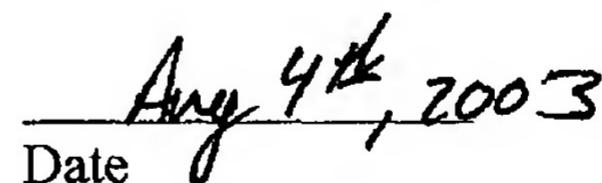
"Recognizing that Internet communications are not secured, I hereby authorize the PTO to communicate with me concerning any subject matter of this application by electronic mail. I understand that a copy of these communications will be made of record in the application file"

- Address all correspondence to Customer number 32175.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole Inventor: Thomas McCabe  
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Thomas McCabe

  
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Date